



MAY 20 2002

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In re Application of  
Tom Blomme et al.  
Application No.: 09/701,349  
PCT No.: PCT/DE99/00918  
Int. Filing Date: 25 March 1999  
Priority Date: 28 May 1998  
Attorney's Docket No.: KSN0007  
For: RF CONNECTOR WITH CUTTING EDGES

RENEWED DECISION  
ON PETITION  
UNDER 37 CFR 1.47(a)

This is a decision in response to the declarations and renewed petition filed under 37 CFR 1.47(a) on 28 March 2002, to accept the application without the signature of co-inventor Mr. Tom Blomme. The required \$130 petition fee was received with the earlier filed petition.

#### BACKGROUND

On 25 March 1999, applicants filed international application PCT/DE99/00918, which claimed priority of an earlier German application filed 28 May 1998. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau 02 December 1999. A Demand for international preliminary examination, in which the United States was elected, was filed on 17 September 1999. Accordingly, the thirty-month period for paying the basic national fee in the United States expired at midnight on 28 November 2000.

On 28 November 2000, applicant filed a transmittal letter for entry into the national stage in the United States which was accompanied by, inter alia, a translation of the international application into English, a copy of the Search Report, a copy of the International Preliminary Examination Report, a copy of the annexes translated into English, a preliminary amendment and the requisite basic national fee as required by 35 U.S.C. 371(c).

On 10 January 2001, the United States Designated/Elected Office mailed a "NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)" (Form PCT/EO/EO905), indicating that an oath or declaration and the surcharge for filing the oath or declaration later than

30 months from the priority date as required by 37 CFR 1.492(e) needed to be filed. The notification set a one-month time period in which to respond.

On 11 June 2001, applicant filed a petition under 37 CFR 1.47(a). On 24 September 2001, a decision was mailed to applicant dismissing his petition. The decision indicated that the affidavit must come from someone with first hand knowledge and that the declarations were improper.

On 28 March 2002, applicant filed the current petition.

### DISCUSSION

A petition under 37 CFR 1.47(a) must be accompanied by (1) the fee under 37 CFR 1.17(h), (2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort, (3) a statement of the last known address of the missing inventor, and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and on behalf of the non-signing joint inventor.

With respect to item (1), the \$130 petition fee under 37 CFR 1.17(h) was included with the earlier filed petition. With respect to item (3), Ms. Marion Heinz-Schafer has given a statement of Mr. Tom Blomme's last known address in the earlier filed petition.

With respect to item (2) above, Ms. Pia Mueller has provided an affidavit stating that she provided Mr. Tom Blomme with a copy of both the patent application and the declaration by facsimile on 20 December 2000. One month later, she phone Mr. Blomme and he informed her that he was refusing to sign the application papers. This satisfies item (2).

With respect to item (4) above, applicant has provided complete copies of five declarations. Separate declarations have been signed by Marcus Schulte, Martin Strab, Joris Dobbelaere and Bernard Houteman. Jan Dessein and Edgard Acke signed on one declaration. This satisfies item (4) above.

### CONCLUSION

The petition under 37 CFR 1.47(a) is GRANTED.

The Application Division and the International Division are authorized to accept the application as a 37 CFR 1.47(a) application and to mail a filing receipt. The application will be given an international filing date of 25 March 1999 under 35 U.S.C. 363, and a date of 28 March 2002 under 35 U.S.C. 371.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventor at his last known address of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

The application is being returned to the International Division for processing as the U.S. National Stage of the above-identified international application.



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### OFFICIAL GAZETTE NOTICE

#### 37 CFR 1.47 Notice by Publication For 09/701,349

Notice is hereby given of the filing of an application with a petition under 37 CFR 1.47 requesting acceptance of the application without the signature of all inventors. The petition has been granted. A notice has been sent to the last known address of the non-signing inventor. The inventor whose signature is missing (Tom Blomme) may join in the application by promptly filing an appropriate oath or Declaration complying with 37 CFR 1.63. The international application number is PCT/DE99/00918 and was filed on March 25, 1999 in the names of Tom Blomme, Jan Dessin, Marcus Schulte, Martin Strab, Edgard Acke, Joris Dobbeleare and Bernard Houtemann for the invention entitled RF CONNECTOR WITH CUTTING EDGES. The national stage application number is 09/701,349 and has a 35 U.S.C. 371 date of 28 March 2002.



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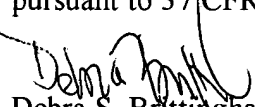
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In re Application of  
Tom Blomme et al.  
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PCT No.: PCT/DE99/00918  
Int. Filing Date: 25 March 1999  
Priority Date: 28 May 1998  
Attorney's Docket No.: KSN0007  
For: RF CONNECTOR WITH CUTTING EDGES

Dear Dr. Blomme:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

  
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